

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JUAN JOSE SILVA CASTANEDA and JOSE
MARIN-ARANDA,

Defendant.

8:17CR237

ORDER

This matter is before the court on Defendant Marin-Aranda's unopposed Amended Motion to Continue Trial [32] and the Motion to Continue Trial [31]. Counsel is seeking additional time to review discovery materials that were recently provided to the defense. For good cause shown,

IT IS ORDERED that the defendant's Motion to Continue Trial [31] is denied as moot. The defendant's unopposed Amended Motion to Continue Trial [32] is granted as follows:

1. The jury trial, **as to both defendants**, now set for November 7, 2017 is continued to **December 12, 2017**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and December 12, 2017**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 2nd day of November, 2017.

BY THE COURT:

s/Susan M. Bazis
United States Magistrate Judge